

L. Parks
10-9-02
#14/Sep!
IDS

PATENT
Docket No. 235692000121

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EV 064640179

Date of Deposit: October 3, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.


Tamara Alcaraz

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Daniel JACOBS et al.

Serial No.: 09/816,641

Filing Date: March 22, 2001

For: MULTI-POINT TISSUE TENSION
DISTRIBUTION DEVICE, A
COMBINED ORBITAL RIM REPAIR
AND SUSPENSION VARIATION, AND
A METHOD OF TISSUE
APPROXIMATION USING THE
DEVICE

Examiner: K. Truong

Group Art Unit: 3731

**SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97 AND § 1.98**

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

RECEIVED
OCT - 8 2002
TECHNOLOGY CENTER R3700

This Supplemental Information Disclosure Statement is submitted:

- ☒ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
 - ☐ A fee is required. A check in the amount of is enclosed.
 - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of is enclosed.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO-144, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicants petition for

OCT - 8 2002

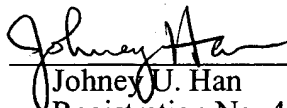
RECEIVED

TECHNOLOGY CENTER
PT-3700

any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 235692000121. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: October 3, 2002

Respectfully submitted,

By: 
Johney U. Han
Registration No. 45,565

Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: (650) 813-5786
Facsimile: (650) 494-0792

Form PTO-1449

Docket Number 235692000121

Application Number 09/816,641

INFORMATION DISCLOSURE CITATION
IN AN APPLICATION

(Use several sheets if necessary)

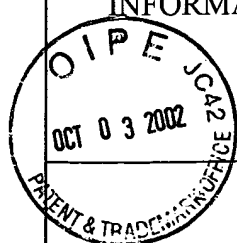
Applicant

Daniel JACOBS et al.

Filing Date March 22, 2001

Group Art Unit 3731

Mailing Date October 3, 2002



U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	05/01/1962	3,031,730	Morin			
	2.	10/14/1969	3,471,903	Northrup et al.			
	3.	10/21/1975	3,914,144	Ribich et al.			
	4.	09/21/1976	3,981,051	Brumlik			
	5.	10/02/1990	4,960,420	Goble et al.			
	6.	10/19/1993	5,254,127	Wholey et al.			
	7.	10/29/1996	5,569,272	Reed et al.			
	8.	01/07/1997	5,591,203	Fahy			
	9.	02/04/1997	5,598,610	Torigoe et al.			
	10.	03/18/1997	5,611,814	Lorenc			
	11.	07/28/1998	5,785,713	Jobe			
	12.	05/25/1999	5,906,617	Meislin			
	13.	08/24/1999	5,941,878	Medoff			
	14.	11/16/1999	5,984,927	Wenstrom, Jr. et al.			
	15.	11/16/1999	5,984,949	Levin			
	16.	01/18/2000	6,015,410	Törmälä et al.			
	17.	05/23/2000	6,066,159	Bergstrom			
	18.	10/17/2000	6,132,442	Ferragamo et al.			
	19.	01/02/2001	US 6,168,596 B1	Wellisz et al.			
	20.	05/22/2001	US 6,235,058 B1	Huene			
	21.	10/02/2001	US 6,296,641 B2	Burkhead et al.			

RECEIVED
 OCT - 8 2002
 TECHNOLOGY CENTER R3700

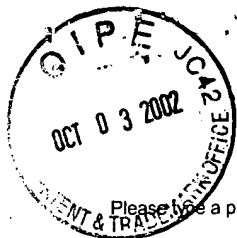
FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
	22.	11/29/2001	WO 01/89392 A2, A3	WIPO			

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.



10-07-02

3731

PTO/SB/21 (08-00)

Approved for use through 10/31/02. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number Of Pages In This Submission

6 pages + 22
references

Application Number

09/816,641

Filing Date

March 22, 2001

First Named Inventor

Daniel JACOBS

Group Art Unit

3731

Examiner Name

K. Truong

Attorney Docket No.

235692000121

ENCLOSURES (check all that apply)☐ Fee Transmittal Form☐ Assignment Papers
(for an Application)☐ After Allowance Communication to
Group☐ Fee Attached☐ Drawing(s)☐ Appeal Communication to Board of
Appeals and Interferences☐ Amendment / Reply☐ Licensing-related Papers☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ After Final☐ Petition☐ Proprietary Information☐ Affidavits/declarations☐ Petition to Convert to a
Provisional Application☐ Status Letter☐ Extension of Time Request☐ Power of Attorney, Revocation
Change of Correspondence Address☒ Other Enclosure(s) (please identify
below):☐ Express Abandonment Request☐ Terminal Disclaimer1. Form PTO-1449 - 1 page + duplicate
copy☒ Information Disclosure Statement - 3
pages☐ Request for Refund2. Twenty-two (22) references
3. Return receipt postcard☐ Certified Copy of Priority Document(s)☐ CD, Number of CD(s) _____☐ Response to Missing Parts/
Incomplete Application☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53

Remarks

SIGNATURE OF APPLICANT, ATTORNEY OR AGENTFirm
or

Morrison & Foerster LLP, 755 Page Mill Road, Palo Alto, California 94304-1018

Individual Name

Johney U. Han (Registration No. 45,565)

Signature

Date

October 3, 2002

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EV 064640179

Date of Deposit: October 3, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Tamara Alcaraz

Burden Hours Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

pa-732162